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UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF VIRGINIA

CHAPTER 13 PLAN AND RELATED MOTIONS

Name of Debtor(s): Brenda O. Gee	Case No:
This plan, dated February 10, 2014 , is:	
the <i>first</i> Chapter 13 pl a modified Plan, which confirmed or unco	h replaces the
Date and Time of Moo	dified Plan Confirming Hearing:
Place of Modified Pla	n Confirmation Hearing:
The Plan provisions modifie	ed by this filing are:
Creditors affected by this me	odification are:

NOTICE: YOUR RIGHTS WILL BE AFFECTED. You should read these papers carefully. If you oppose any provision of this Plan, or if you oppose any included motions to (i) value collateral, (ii) avoid liens, or (iii) assume or reject unexpired leases or executory contracts, you MUST file a timely written objection.

This Plan may be confirmed and become binding, <u>and the included motions in paragraphs 3, 6, and 7 to value collateral</u>, avoid liens, and assume or reject unexpired leases or executory contracts may be <u>granted</u>, without further notice or hearing unless a written objection is filed not later than seven (7) days prior to the date set for the confirmation hearing and the objecting party appears at the confirmation hearing.

The debtor(s)' schedules list assets and liabilities as follows:

Total Assets: \$17,045.00

Total Non-Priority Unsecured Debt: \$49,647.21

Total Priority Debt: \$11,602.97 Total Secured Debt: \$6,300.00

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- 1. Funding of Plan. The debtor(s) propose to pay the trustee the sum of \$100.00 Monthly for 1 month, then \$610.00 Monthly for 55 months. Other payments to the Trustee are as follows: NONE . The total amount to be paid into the plan is \$33,650.00 .
- 2. **Priority Creditors.** The Trustee shall pay allowed priority claims in full unless the creditor agrees otherwise.
 - A. Administrative Claims under 11 U.S.C. § 1326.
 - 1. The Trustee will be paid the percentage fee fixed under 28 U.S.C. § 586(e), not to exceed 10%, of all sums disbursed except for funds returned to the debtor(s).
 - 2. Debtor(s)' attorney will be paid \$\(\frac{2,673.00}{} \) balance due of the total fee of \$\(\frac{3,000.00}{} \) concurrently with or prior to the payments to remaining creditors.
 - B. Claims under 11 U.S.C. §507.

The following priority creditors will be paid by deferred cash payments pro rata with other priority creditors or in monthly installments as below, except that allowed claims pursuant to 11 U.S.C. § 507(a)(1) will be paid prior to other priority creditors but concurrently with administrative claims above:

Creditor	Type of Priority	Estimated Claim	Payment and Term
Commonwealth of VA-Tax	Taxes and certain other debts	6,748.36	Prorata
			22 months
Internal Revenue Service	Taxes and certain other debts	4,854.61	Prorata
			22 months

- 3. Secured Creditors: Motions to Value Collateral ("Cramdown"), Collateral being Surrendered, Adequate Protection Payments, and Payment of certain Secured Claims.
 - A. Motions to Value Collateral (other than claims protected from "cramdown" by 11 U.S.C. § 1322(b)(2) or by the final paragraph of 11 U.S.C. § 1325(a)). Unless a written objection is timely filed with the Court, the Court may grant the debtor(s)' motion to value collateral as set forth herein.

This section deals with valuation of certain claims secured by real and/or personal property, other than claims protected from "cramdown" by 11 U.S.C. § 1322(b)(2) [real estate which is debtor(s)' principal residence] or by the final paragraph of 11 U.S.C. § 1325(a) [motor vehicles purchased within 910 days or any other thing of value purchased within 1 year before filing bankruptcy], in which the replacement value is asserted to be less than the amount owing on the debt. Such debts will be treated as secured claims only to the extent of the replacement value of the collateral. That value will be paid with interest as provided in sub-section D of this section. You must refer to section 3(D) below to determine the interest rate, monthly payment and estimated term of repayment of any "crammed down" loan. The deficiency balance owed on such a loan will be treated as an unsecured claim to be paid only to the extent provided in section 4 of the Plan. The following secured claims are to be "crammed down" to the following values:

Creditor Collateral Purchase Date Opened 4/16/12 Est Debt Bal. Replacement Value 0pened 4/16/12 Last Active 1/04/14

B. Real or Personal Property to be Surrendered.

Upon confirmation of the Plan, or before, the debtor(s) will surrender his/her/their interest in the collateral securing the claims of the following creditors in satisfaction of the secured portion of such creditors' allowed claims. To the extent that the collateral does not satisfy the claim, any timely filed deficiency claim to which the creditor is entitled may be paid as a non-priority unsecured claim. Confirmation of the Plan shall terminate the automatic stay as to the interest of the debtor(s) and the estate in the collateral.

Creditor Collateral Description Estimated Value Estimated Total Claim

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C. Adequate Protection Payments.

The debtor(s) propose to make adequate protection payments required by 11 U.S.C. § 1326(a) or otherwise upon claims secured by personal property, until the commencement of payments provided for in sections 3(D) and/or 6(B) of the Plan, as follows:

Creditor Collateral Description Adeq. Protection Monthly Payment To Be Paid By

Credit Acceptance 2004 GMC Envoy 148,000 Miles 90.00

Any adequate protection payment upon an unexpired lease of personal property assumed by the debtor(s) pursuant to section 6(B) of the Plan shall be made by the debtor(s) as required by 11 U.S.C. § 1326(a)(1)(B) (payments coming due after the order for relief).

D. Payment of Secured Claims on Property Being Retained (except only those loans provided for in section 5 of the Plan):

This section deals with payment of debts secured by real and/or personal property [including short term obligations, judgments, tax liens and other secured debts]. After confirmation of the Plan, the Trustee will pay to the holder of each allowed secured claim, which will be either the balance owed on the indebtedness or, where applicable, the collateral's replacement value as specified in sub-section A of this section, whichever is less, with interest at the rate provided below, the monthly payment specified below until the amount of the secured claim has been paid in full. Upon confirmation of the Plan, the valuation and interest rate shown below will be binding unless a timely written objection to confirmation is filed with and sustained by the Court.

Creditor Collateral Approx. Bal. of Debt or "Crammed Down" Value Rate Approx. Bal. of Debt or "Crammed Down" Value 8,732.00 For ata 18 months

E. Other Debts.

Debts which are (i) mortgage loans secured by real estate which is the debtor(s)' primary residence, or (ii) other long term obligations, whether secured or unsecured, to be continued upon the existing contract terms with any existing default in payments to be cured pursuant to 11 U.S.C. § 1322(b)(5), are provided for in section 5 of the Plan.

4. Unsecured Claims.

- B. Separately classified unsecured claims.

Creditor Basis for Classification Treatment -NONE-

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- 5. Mortgage Loans Secured by Real Property Constituting the Debtor(s)' Primary Residence; Other Long Term Payment Obligations, whether secured or unsecured, to be continued upon existing contract terms; Curing of any existing default under 11 U.S.C. § 1322(b)(5).
 - A. Debtor(s) to make regular contract payments; arrears, if any, to be paid by Trustee. The creditors listed below will be paid by the debtor(s) pursuant to the contract without modification, except that arrearages, if any, will be paid by the Trustee either pro rata with other secured claims or on a fixed monthly basis as indicated below, without interest unless an interest rate is designated below for interest to be paid on the arrearage claim and such interest is provided for in the loan agreement.

		Regular		Arrearage		Monthly
		Contract	Estimated	Interest	Estimated	Arrearage
<u>Creditor</u> -NONE-	<u>Collateral</u>	Payment	Arrearage	Rate	Cure Period	Payment

B. Trustee to make contract payments and cure arrears, if any. The Trustee shall pay the creditors listed below the regular contract monthly payments that come due during the period of this Plan, and pre-petition arrearages on such debts shall be cured by the Trustee either pro rata with other secured claims or with monthly payments as set forth below.

		Regular			Monthly
		Contract	Estimated Interest	Term for	Arrearage
Creditor	Collateral	<u>Payment</u>	Arrearage Rate	Arrearage	Payment
NONE					

C. Restructured Mortgage Loans to be paid fully during term of Plan. Any mortgage loan against real estate constituting the debtor(s)' principal residence upon which the last scheduled contract payment is due before the final payment under the Plan is due shall be paid by the Trustee during the term of the Plan as permitted by 11 U.S.C. § 1322(c)(2) with interest at the rate specified below as follows:

		Interest	Estimated	
Creditor	Collateral	Rate	Claim	Monthly Paymt& Est. Term**
-NONE-				

- **6. Unexpired Leases and Executory Contracts.** The debtor(s) move for assumption or rejection of the executory contracts and leases listed below.
 - **A. Executory contracts and unexpired leases to be rejected.** The debtor(s) reject the following executory contracts.

<u>Creditor</u> <u>Type of Contract</u>

B. Executory contracts and unexpired leases to be assumed. The debtor(s) assume the following executory contracts. The debtor agrees to abide by all terms of the agreement. The Trustee will pay the pre-petition arrearages, if any, through payments made pro rata with other priority claims or on a fixed monthly basis as indicated below.

Dormont Estimated	Creditor	Type of Contract	Arrearage	for Arrears	Cure Period
Payment Estimated		Type of Contract	Arrearage	for Arrears	Cure Period
	G W	m		Payment	Estimated

Monthly

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	7.	Liens Which	h Debtor(s) Seek to	Avoid
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A. The debtor(s) move to avoid liens pursuant to 11 U.S.C. § 522(f). The debtor(s) move to avoid the following judicial liens and non-possessory, non-purchase money liens that impair the debtor(s)' exemptions. Unless a written objection is timely filed with the Court, the Court may grant the debtor(s)' motion and cancel the creditor's lien. If an objection is filed, the Court will hear evidence and rule on the motion at the confirmation hearing.

Creditor -NONE-

Collateral

Exemption Amount

Value of Collateral

B. Avoidance of security interests or liens on grounds other than 11 U.S.C. § 522(f). The debtor(s) have filed or will file and serve separate pleadings to avoid the following liens or security interests. The creditor should review the notice or summons accompanying such pleadings as to the requirements for opposing such relief. The listing here is for information purposes only.

Creditor -NONE-

Exhibits:

Type of Lien

Description of Collateral

Basis for Avoidance

- 8. Treatment and Payment of Claims.
 - All creditors must timely file a proof of claim to receive payment from the Trustee.
 - If a claim is scheduled as unsecured and the creditor files a claim alleging the claim is secured but does not timely object to confirmation of the Plan, the creditor may be treated as unsecured for purposes of distribution under the Plan. This paragraph does not limit the right of the creditor to enforce its lien, to the extent not avoided or provided for in this case, after the debtor(s) receive a discharge.
 - If a claim is listed in the plan as secured and the creditor files a proof of claim alleging the claim is unsecured, the creditor will be treated as unsecured for purposes of distribution under the Plan.
 - The Trustee may adjust the monthly disbursement amount as needed to pay an allowed secured claim in full.
- 9. Vesting of Property of the Estate. Property of the estate shall revest in the debtor(s) upon confirmation of the Plan. Notwithstanding such vesting, the debtor(s) may not sell, refinance, encumber real property or enter into a mortgage loan modification without approval of the Court after notice to the Trustee, any creditor who has filed a request for notice and other creditors to the extent required by the Local Rules of this Court.
- **10. Incurrence of indebtedness.** The debtor(s) shall not voluntarily incur additional indebtedness exceeding the cumulative total of \$5,000 principal amount during the term of this Plan, either unsecured or secured against personal property, except upon approval of the Court after notice to the Trustee, any creditor who has filed a request for notice, and other creditors to the extent required by the Local Rules of this Court.
- 11. Other provisions of this plan:

-
/s/ Christopher M. Winslow
Christopher M. Wingley, 75456
Christopher M. Winslow 76156

Copy of Debtor(s)' Budget (Schedules I and J); Matrix of Parties Served with Plan

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Certificate of Service

I certify that on February 10, 2014, I mailed a copy of the foregoing to the creditors and parties in interest on the attached Service List.

/s/ Christopher M. Winslow
Christopher M. Winslow 76156
Signature

1324 Sycamore Sq. Suite 202 C
Midlothian, VA 23113
Address
804-423-1382

Telephone No.

Ver. 09/17/09 [effective 12/01/09]

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	in this information to identify your optor 1 Brenda O. (
Dei	bieliua O. (<u> </u>			_				
_	otor 2 buse, if filing)								
Uni	ted States Bankruptcy Court for th	e: <u>EASTERN DISTRICT</u>	OF VIRGINIA		_				
	se number 14-30634		-			Check if this is An amend A supplem	ed filing ent showin	g post-petition	
0	fficial Form B 6I					MM / DD/		onowing date.	
	chedule I: Your Inc	ome				IVIIVI / DD/	1111		12/13
spo atta	plying correct information. If you use. If you are separated and yo ch a separate sheet to this form. Describe Employment	ur spouse is not filing w On the top of any additi	ith you, do not inclu	de infor	mati	on about your s	ouse. If m	ore space is	needed,
1.	Fill in your employment information.		Debtor 1			Debtor	2 or non-fi	ling spouse	
	If you have more than one job, attach a separate page with information about additional	Employment status	■ Employed □ Not employed			□ Emp	loyed employed		
	employers.	Occupation	Retired						
	Include part-time, seasonal, or self-employed work.	Employer's name							
	Occupation may include student or homemaker, if it applies.	Employer's address							
		How long employed t	here?						
Par	t 2: Give Details About Mo	nthly Income							
	mate monthly income as of the cuse unless you are separated.	date you file this form. If	you have nothing to r	eport for	any	line, write \$0 in th	e space. In	iclude your no	n-filing
	u or your non-filing spouse have me space, attach a separate sheet to		ombine the informatio	n for all	empl	oyers for that pers	son on the I	ines below. If	you need
						For Debtor 1		btor 2 or ng spouse	
2.	List monthly gross wages, sala deductions). If not paid monthly,			2.	\$	0.00	\$	N/A	
3.	Estimate and list monthly over	time pay.		3.	+\$	0.00	+\$	N/A	
4.	Calculate gross Income. Add I	ine 2 + line 3.		4.	\$	0.00	\$	N/A	

Deb	tor 1	Brenda O. Gee		Case	number (if known)	14-30	634	
	Cop	by line 4 here	4.	For	Debtor 1		Debtor 2 or filing spouse N/A	
5.	l ist	t all payroll deductions:						-
0.	5a. 5b. 5c. 5d.	Tax, Medicare, and Social Security deductions Mandatory contributions for retirement plans Voluntary contributions for retirement plans Required repayments of retirement fund loans	5a. 5b. 5c. 5d.	\$_ \$_ \$_	0.00 0.00 0.00	\$ \$ \$	N/A N/A N/A	- - -
	5e. 5f. 5g. 5h.	Insurance Domestic support obligations Union dues Other deductions. Specify:	5a. 5e. 5f. 5g. 5h.+	\$ \$ \$	0.00 0.00 0.00 0.00 0.00	\$ \$ + \$	N/A N/A N/A N/A	- - -
6.		the payroll deductions. Add lines 5a+5b+5c+5d+5e+5f+5g+5h.	_ 6.	Ψ_ \$	0.00	'Ψ <u>—</u> \$	N/A	=
7.		culate total monthly take-home pay. Subtract line 6 from line 4.	7.	\$	0.00	\$	N/A	=
8.	List 8a.	t all other income regularly received: Net income from rental property and from operating a business, profession, or farm Attach a statement for each property and business showing gross receipts, ordinary and necessary business expenses, and the total monthly net income.	8a.	\$	0.00	\$	N/A	-
	8b.	Interest and dividends	8b.	\$	0.00	\$	N/A	
	8c.	Family support payments that you, a non-filing spouse, or a dependent regularly receive Include alimony, spousal support, child support, maintenance, divorce settlement, and property settlement.	8c.	\$	0.00	\$	N/A	_
	8d.	Unemployment compensation	8d.	\$	0.00	\$	N/A	
	8e.	Social Security	8e.	\$ <u>_</u>	0.00	\$ <u></u>	N/A	-
	8f. 8g.	Other government assistance that you regularly receive Include cash assistance and the value (if known) of any non-cash assistance that you receive, such as food stamps (benefits under the Supplemental Nutrition Assistance Program) or housing subsidies. Specify: Pension or retirement income	8f. 8g.	\$_ \$	0.00 3,100.00	\$ \$	N/A N/A	-
	8h.	Other monthly income. Specify:	_ 8h.⊣	- \$	0.00	+ \$	N/A	-
9.	Add	d all other income. Add lines 8a+8b+8c+8d+8e+8f+8g+8h.	9.	\$	3,100.00	\$	N/A	
10.		culate monthly income. Add line 7 + line 9. If the entries in line 10 for Debtor 1 and Debtor 2 or non-filing spouse.	10. \$		3,100.00 + \$		N/A = \$	3,100.00
11.	Incl othe Do	te all other regular contributions to the expenses that you list in Schedule ude contributions from an unmarried partner, members of your household, your er friends or relatives. not include any amounts already included in lines 2-10 or amounts that are not scify:	deper		•	•	chedule J. 11. +\$	0.00
12.		If the amount in the last column of line 10 to the amount in line 11. The restet that amount on the Summary of Schedules and Statistical Summary of Certallies					12. \$	3,100.00
13.	Do	you expect an increase or decrease within the year after you file this form No.	?					ned y income
	П	Yes. Explain: Debtor does not expect any changes in income of	r eyr	ense	s She is retir	ed and	does not rec	eive a

Official Form B 6I Schedule I: Your Income page 2

tax refund.

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Fill	in this information to iden	tify your case:				
Deh	otor 1 Brenda	ı O. Gee		Check	if this is:	
Dec	Diena	1 O. Occ			amended filing	
Deb	otor 2					post-petition chapter 13
(Spo	ouse, if filing)				penses as of the follo	
Uni	ted States Bankruptcy Cou	ert for the: EASTERN DISTRICT C	OF VIRGINIA	N	MM / DD / YYYY	
Cas	e number 14-30634		ĺ	Пд	senarate filing for D	ebtor 2 because Debtor 2
	known)				aintains a separate h	
Sc Be a	ormation. If more space is known). Answer every que	r Expenses as possible. If two married people is needed, attach another sheet to the destion.				
	☐ Yes. Does Debtor 21	live in a separate household?				
	□ No	_				
		2 must file a separate Schedule J.				
2.	Do you have dependent	ts? \blacksquare No				
	Do not list Debtor 1 and Debtor 2.	☐ Yes. Fill out this informatio each dependent	Dependent's related Debtor 1 or Debtor 1		Dependent's age	Does dependent live with you?
	Do not state the depende	ents'				□ No
	names.					☐ Yes
						□ No
						☐ Yes
						□ No
						☐ Yes
						□ No
3.	Do your expenses include	de =				☐ Yes
٥.	expenses of people othe yourself and your deper	er than				
Part		Ongoing Monthly Expenses		•		
exp		f your bankruptcy filing date unless ne bankruptcy is filed. If this is a su				
		ith non-cash government assistance luded it on <i>Schedule I: Your Income</i>			Your expo	enses
4.	The rental or home own and any rent for the ground	nership expenses for your residence and or lot.	e. Include first mortgage paymen	ts 4. \$		975.00
	If not included in line 4	l:				
	4a. Real estate taxes			4a. \$		0.00
	4b. Property, homeow	vner's, or renter's insurance		4b. \$		0.00
		ce, repair, and upkeep expenses		4c. \$		0.00
_		ociation or condominium dues		4d. \$		0.00
Э.	Additional mortgage ba	avments for vour residence, such as	nome equity loans	5. \$		0.00

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Debtor 1	Brenda O. Gee	Case number (if known)	14-30634
T 14:1	:41.co.		
5. Util 6a.	ities: Electricity, heat, natural gas	6a. \$	200.00
6b.	Water, sewer, garbage collection	6b. \$	107.00
6c.	Telephone, cell phone, Internet, satellite, and cable services	6c. \$	210.00
6d.	Other. Specify:	6d. \$	
	· · ·		0.00
	d and housekeeping supplies	7. \$	389.00
	ldcare and children's education costs	8. \$	0.00
	thing, laundry, and dry cleaning	9. \$	93.33
	sonal care products and services	10. \$	60.00
	lical and dental expenses	11. \$	50.00
	nsportation. Include gas, maintenance, bus or train fare.	12. \$	111.67
	not include car payments.	13. \$	
	ertainment, clubs, recreation, newspapers, magazines, and books	·	50.00
	ritable contributions and religious donations	14. \$	0.00
	irance.		
15a	not include insurance deducted from your pay or included in lines 4 or 20. Life insurance	15a. \$	0.00
15a.		15b. \$	0.00
15c.		15c. \$	64.00
	Other insurance. Specify:	15d. \$	
	es. Do not include taxes deducted from your pay or included in lines 4 or 20.	13d. \$	0.00
	es. Do not include taxes deducted from your pay or included in lines 4 or 20. cify:	16. \$	0.00
	allment or lease payments:	10. φ	0.00
. 111st 17a.		17a. \$	0.00
17b	1 7	17b. \$	0.00
17c.	1 7	17c. \$	100.00
		17d. \$	
	Other. Specify: Misc. Expenses		80.00
	r payments of alimony, maintenance, and support that you did not report as d n your pay on line 5, Schedule I, Your Income (Official Form 6I).	eauctea 18. \$	0.00
	er payments you make to support others who do not live with you.	\$	0.00
	cify:	19.	0.00
	er real property expenses not included in lines 4 or 5 of this form or on <i>Schedu</i>		
20a.		20a. \$	0.00
20b		20b. \$	0.00
20c.		20c. \$	0.00
20d	• •	20d. \$	0.00
20e.		20e. \$	0.00
		21. +\$	
Oui	er: Specify:	21. +\$	0.00
. You	r monthly expenses. Add lines 4 through 21.	22. \$	2,490.00
The	result is your monthly expenses.		
Cal	culate your monthly net income.		
23a.	Copy line 12 (your combined monthly income) from Schedule I.	23a. \$	3,100.00
23b	Copy your monthly expenses from line 22 above.	23b\$	2,490.00
			,
	6.1		
23c.	Subtract your monthly expenses from your monthly income. The result is your <i>monthly net income</i> .	23c. \$	610.00

Christopher M. Winslow 1324 Sycamore Square Midlothian, VA 23113

Winslow @agecl4r306346 KRH Doc 11/4/16 Filed 6/3/05/14 Entered 03/05/14 QQ: 105:5600 Desc Main 5 Document dban Page 11 of 11 Sioux Falls, SD 57109

1250 Montego Way Walnut Creek, CA 94598

Advance America 6506 Hull Street Road Richmond, VA 23224

Mid America Bank & Tru 5109 S Broadband Ln Sioux Falls, SD 57108

Capio Partners Llc 2222 Texoma Pkwy Ste 150 Sherman, TX 75090

Mwinvest 6348 E Va Beach Blvd Norfolk, VA 23502

Commonwealth of VA-Tax P.O. Box 2156 Richmond, VA 23218-2156

Nco Fin/38 2360 Campbell Crk Ste 50 Richardson, TX 75082

Credit Acceptance Po Box 513 Southfield, MI 48037 Plains Comm Po Box 89937 Sioux Falls, SD 57109

Credit Adjustment Bo 306 East Grace Street Richmond, VA 23219

Portfolio Rc 287 Independence Virginia Beach, VA 23462

Gm Financial Po Box 181145 Arlington, TX 76096

Rjm Acq Llc 575 Underhill Blvd Ste 2 Syosset, NY 11791

Hsbc Bank Po Box 5253 Carol Stream, IL 60197 Td Bank Usa/Targetcred Po Box 673 Minneapolis, MN 55440

Internal Revenue Service Insolvency Unit Post Office Box 21126 Philadelphia, PA 19114

Tribute Po Box 105555 Atlanta, GA 30348

Merrick Bank Po Box 9201 Old Bethpage, NY 11804 Verizon P.O. Box 920041 Dallas, TX 75392-0041